

---

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

---

NEIL BRADSHAW dba STONE PLUS,  
INC.,

Plaintiff,

v.

THOMAS PEREZ, Secretary of Labor, Mine  
Safety and Health Administration,

Defendant.

**MEMORANDUM DECISION AND  
ORDER ADOPTING REPORT AND  
RECOMMENDATION**

Case No. 2:16-cv-00646-DN-PMW

District Judge David Nuffer  
Magistrate Judge Paul M. Warner

The Report and Recommendation<sup>1</sup> issued by United States Magistrate Judge Paul M. Warner on September 15, 2017 recommends that the case be dismissed without prejudice.

The parties were notified of their right to file objections to the Report and Recommendation within 14 days of its service pursuant to [28 U.S.C. § 636](#) and [Fed. R. Civ. P. 72](#). No party filed a written objection to the Report and Recommendation as provided by court rules. Therefore, the analysis and conclusion of the Magistrate Judge are accepted and the Report and Recommendation<sup>2</sup> is adopted in its entirety.

---

<sup>1</sup> Report and Recommendation, [docket no. 4](#), filed September 15, 2017.

<sup>2</sup> *Id.*

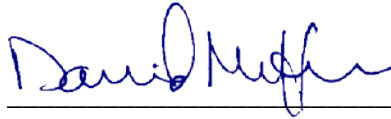
**ORDER**

IT IS HEREBY ORDERED that the Report and Recommendation<sup>3</sup> is ADOPTED and this case is DISMISSED without prejudice.

The Clerk is directed to close the case.

Signed October 4, 2017.

BY THE COURT



---

David Nuffer  
United States District Judge

---

<sup>3</sup> Report and Recommendation, [docket no. 4](#), filed September 15, 2017.